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PATENT DRU

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
Charles E. Friesner)

Application No: 09/723,312)

Art Unit: 3637

Filed: November 27, 2000)

Examiner: Ms. Yvonne Michele Borton

For: STRUCTURAL MEMBER)

Attorney Docket: 277.0017

RESPONSE

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This communication is in response to an Official action which recites mailing on July 14, 2004. A request for a three month extension of time for response is being filed herewith to extend the deadline for response to January 14.

Reconsideration and withdrawal of the rejection and the allowance of claims 7, 9 and 26 of the above-captioned application are respectfully requested in view of the following comments. In addition, it is believed that the discussion herein demonstrates that claims 7, 9 and 26 are patentable and, since claim 7 has been held to be generic, that the applicant is entitled to an action on the merits of other claims which have previously been held to be withdrawn or to be directed to non-elected species.